IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.K.DENESAN

THURSDAY, THE 8TH FEBRUARY 2007 / 19TH MAGHA 1928

WP(C).No. 4368 of 2007(T)

PETITIONER:

T.G.VIJAYAKUMAR, FISHERIES DEVELOPMENT OFFICER, (HEAD QUARTERS), TRIVANDRUM.

BY ADV. SRI.V.A.MUHAMMED
SRI.K.E.HAMZA

RESPONDENTS:
----

1. **THE STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, FISHERIES DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM.**

2. **THE DIRECTOR OF FISHERIES, TRIVANDRUM.**

3. **SMT.P.G.SUDHARMANI, SENIOR SUPERINTENDENT, DIRECTORATE OF FISHERIES, THIRUVANANTHAPURAM.**

R1 & 2 BY GOVT. PLEADER SHRI.BIJOY CHANDRAN.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 08/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.K.DENESAN, J.

==========

W.P.(C).No.4368 OF 2007-T.

==========

Dated this the 8th day of February, 2007.

J U D G M E N T

Ext.P11 representation filed by the petitioner is pending with the 2nd respondent. He is borne on the substantive cadre of Head Clerks. It is submitted that, notwithstanding his promotion to the post of Fisheries Development Officer, the department has got a duty to consider his case for promotion to the post of Deputy Superintendent of Fisheries, because promotion to the post of Fishery Development Officer will not sever his lien in the feeder category of Head Clerks. Seeking orders promoting the petitioner to the post of Senior Superintendent, in preference to his juniors, he has filed this writ petition.

2. I have heard Government Pleader for respondents 1 and 2. In the nature of the order I propose to pass notice need not be issued to respondent No.3.

3. In the circumstances, the 2nd respondent is directed to consider Ext.P11 on merits, and pass orders in accordance with law, as expeditiously as possible, in any event, within three months from the date of receipt of a

copy of this judgment. If the 2nd respondent thinks it proper that the petitioner and his juniors are to be heard before disposing of Ext.P11, such notice shall be issued and opportunity of being heard afforded to them.

The writ petition is disposed of as above.

K.K.DENESAN, JUDGE.

kvs/-